

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
WICHITA FALLS DIVISION**

**IN RE:
DIANE TRAVINIKOFF CLAY,
Debtor,**

**DIANE TRAVINIKOFF CLAY,
Plaintiff,**

v.

**FIRST BANK,
Defendant/Third Party Plaintiff,**

v.

**RICHARD R CLAY, RICHARD R.
CLAY,
Third-Party Defendant.**

§ **CHAPTER 13**

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§ **CASE NO. 20-71043**

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ADVERSARY NO. 20-07001-hdh

**ORDER GRANTING MOTION TO DISMISS PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 12(B)(6)**

CAME ON TO BE CONSIDERED the *Motion to Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(6)* filed by Defendant/Third-Party Plaintiff First Bank (“Defendant”). Having considered the Motion, and any responses and replies thereto on file, the Court determines that the Motion bears merit and should be granted.

It is, therefore, **ORDERED, ADJUDGED** and **DECREED** that for the reasons stated on the record the Motion is granted in its entirety and Plaintiff’s claims against Defendant are dismissed with prejudice as to re-filing.

END OF ORDER # #

Submitted by:

By: /s/ Philip W. Danaher

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